

### **EXAMINER'S AMENDMENT**

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Ali Dabiri on 10/22/09.

The application has been amended as follows:

In claim 1, line 1, "An apparatus for" has been replaced with --A handheld apparatus for--.

In claim 1, --a housing, the housing further comprising:-- has been inserted between lines 1 and 2, on a new line.

In claim 1, line 8, the word --tissue-- has been inserted before the word "sample".

In claim 1, line 9, the phrase --adapted to be-- has been inserted before "optically coupled".

In claim 1, line 9, the word --tissue-- has been inserted before the word "sample".

In claim 1, line 10, the word --tissue-- has been inserted before the word "sample".

In claim 8, the phrase "a handheld diagnosis system" has been replaced with -- the handheld apparatus--.

Claim 10 has been canceled.

In claim 11, the phrase "a handheld system" has been replaced with --the housing--. Also, the phrase "that includes all of the other elements recited in Claim 1" has been removed.

In claim 12, the phrase "a handheld system" has been replaced with --the housing--. Also, the phrase "together with the other elements recited in Claim 1" has been removed.

In claim 13, the phrase "a handheld system" has been replaced with --the housing--. Also, the phrase "that includes all of the other elements recited in Claim 1" has been removed.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Jonathan G. Cwern whose telephone number is (571)270-1560. The examiner can normally be reached on Monday through Friday 9:30AM - 6:00PM EST.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Brian Casler can be reached on 571-272-4956. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

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